

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-006829-001 DT
CR2009-173845-001 DT

03/30/2012

HONORABLE JOSEPH C. WELTY

CLERK OF THE COURT
D. McGraw
Deputy

STATE OF ARIZONA

ALANE ROBY

v.

DANNY WISE (001)

DAVID W DOW

MASTER CALENDAR UNIT
PRETRIAL SERVICES AGENCY-CCC
VICTIM SERVICES DIV-CA-CCC

COMPLEX CASE/TRIAL SETTING

9:43 a.m. This is the time set for Status Conference.

Courtroom 5C South Court Tower

State's Attorney:	Alane Roby
Defendant's Attorney:	David Dow
Defendant:	Present

Court Reporter, Lydia Estrada-Gray, is present.

A record of the proceeding is also made by audio and/or videotape.

Counsel for the Defense advises the Court with respect to the status of the bankruptcy records and provides the Court with an affidavit from computer technology consultant Lyndall Kirkes.

Discussion is held regarding a trial date.

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TRIAL DATE:

IT IS ORDERED setting the trial for **June 25, 2012, at 8:00 a.m.** before the Master Calendar Assignment Judge located in the South Court Tower, Courtroom 5B. All subpoenaed witnesses are to report to SCT 5B for trial and will be directed to the trial court from there.

Time Limits: 270 days in a non-capital case and 18 months in a capital case.

IT IS ORDERED that any substantive pretrial motions shall be filed 30 days prior to the established trial date; any motions *in limine* shall be filed 30 days prior to the established trial date.

IT IS FURTHER ORDERED that expert disclosure shall be accomplished 60 days prior to the established trial date.

ANY REQUEST FOR CONTINUANCE BEYOND 270 CALENDAR DAYS IN A NON-CAPITAL COMPLEX CASE OR 18 CALENDAR MONTHS IN A CAPITAL CASE MUST BE FORWARDED TO THE PRESIDING CRIMINAL JUDGE OR HIS/HER DESIGNEE FOR RULING.

FINAL TRIAL MANAGEMENT CONFERENCE AND JOINT PRETRIAL STATEMENT:

IT IS FURTHER ORDERED setting the Final Trial Management Conference (FTMC) for **June 11, 2012, at 8:30 a.m.** before Judge Welty. **At least 24 business hours before the FTMC, the parties shall file a detailed Joint Pretrial Statement including the following information:**

1. Charges and sentencing ranges (including any sentence enhancements alleged)
 - 1.
 - 2.
 - 3.
 - 4.
2. Settlement status (to be discussed with trial judge)
Plea Offer: _____
Settlement Conference occurred (Y/N): _____
Are Defendant and State willing to discuss further settlement? _____
3. Number of trial jurors and alternates: _____

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4. List of witnesses to be called (attach)
5. Estimated trial days: _____
6. Brief statement of case to be read to jury (attach)
7. Special jury voir dire questions (attach)
8. List of Standard Jury Instructions, plus original and one copy of any Special Jury Instructions (attach)
9. Other issues:

IT IS ORDERED excluding all time from March 30, 2012, through June 25, 2012 (87 days). NEW LAST DAYS: July 21, 2012 (CR2009-006829-001 and CR2009-173845-001).

IT IS ORDERED affirming prior release conditions.

A DEFENDANT'S FAILURE TO APPEAR AT THE COMPREHENSIVE PRETRIAL CONFERENCE, THE FINAL TRIAL MANAGEMENT CONFERENCE OR THE TRIAL MAY RESULT IN A BENCH WARRANT BEING ISSUED FOR HIS OR HER ARREST AND THE CPTC AND TRIAL BEING CONDUCTED IN THE DEFENDANT'S ABSENCE.

FILED: Declaration of Lyndall Kirkes

9:54 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.